

The Public Service Commission State of South Carolina

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Utilities Department D. Wayne Burdett, Manager Phone: (803) 896-5125 Fax: (803) 896-5199

Gary E. Walsh Executive Director Phone: (803) 896-5133 Fax: (803) 896-5246

November 14, 2003

Mr. C. Lesley Addis Manager - Regulatory Matters BellSouth Telecommunications 1600 Williams Street P.O. Drawer 752 Columbia, South Carolina 29202

In Re - Docket No. 1999-224-C: Application for Approval of a Sixth Amendment to an Interconnection Agreement between BellSouth Telecommunications and DSLnet Communications, LLC

Dear Mr. Addis:

Your request for approval of the Sixth Amendment to an Interconnection Agreement between BellSouth Telecommunications and DSLnet Communications, LLC was presented to the Commission for consideration during its Regular Business Session on November 12, 2003.

After consideration, the Commission approved this filing since it is consistent with the standards of Section 252 (a) (1) of the Telecommunications Act of 1996 and since it is not discriminatory and is consistent with the public interest in that it promotes competition.

Consistent with previous Commission Orders, the Commission finds that the terms of this Agreement are not to be considered as a precedential standard for other agreements, nor are they binding on any other communications carrier.

Sincerely yours,

David S. Lacoste Utilities Department

(18)

COMMISSION DIRECTIVE

| ADMINISTRATIVE DEPT. | DATE NOVEMBER 12, 2003 |
|--|------------------------------|
| TRANSPORTATION DEPT. | DOCKET NO. <u>1999-224-C</u> |
| UTILITIES DEPT. XXX | ORDER NO. |
| SUBJECT: Docket No. 1999-224-C - Request for approval of a Sixth Amendment to an Interconnection Agreement that has been negotiated between <u>BellSouth Telecommunications</u> , <u>Inc. and DSLnet Communications</u> , <u>LLC</u> ; and filed pursuant to Sections 251, 252 and 271 of the Telecommunications Act of 1996. This filing amends customer contact information contained within the agreement. The effective date of this amendment is September 7, 2003 and the agreement expires on December 18, 2004. DSLnet Communications was certified to offer statewide local telecommunications services under Docket No. 1999-81-C. COMMISSION ACTION: | |
| Approve Negotiated Sixth Amendment to the Interconnection between BellSouth Telecommunications, Inc. and DSLnet Communications, LLC. | |
| | APPROVED |
| PRESIDING <u>CLYBURN</u> | APPROVED STC 30 DAYS |
| ATKINS <u>YES</u> | ACCEPTED FOR FILING |
| CARRUTH YES | DENIED |
| CLYBURN YES | AMENDED |
| MITCHELL MOTION | TRANSFERRED |
| MOSELEY <u>YES</u> | SUSPENDED |
| SAUNDERS <u>YES</u> | CANCELED |
| THEODORE YES | SET FOR HEARING |
| REGULAR SESSION X | ADVISED |
| SPECIAL SESSION | CARRIED OVER |
| TIME OF SESSION 10·30 AM | PECOPDED DV I MaDomiol |

Lacoste, David

From:

Sent:

Mattison, Jeanette [Jeanette.Mattison@BellSouth.com]

Monday, November 03, 2003 5:48 PM

To: Lacoste, David

Subject: 1999-224-C 6th Amendment to Interconnection Agreement with DSLnet Communications

LLC





1600

BELLSOUTH

Williams Street, Suite 5200

Columbia, South Carolina 29201

November 3, 2003

Mr. David Lacoste Public Service Commission of SC Post Office Drawer 11649 Columbia, South Carolina 29211

Re: Sixth Amendment to Interconnection Agreement Negotiated by BellSouth
Telecommunications, Inc. and DSLnet Communications, LLC pursuant to Sections 251, 252 and
271 of the Telecommunications Act of 1996
Docket No. 1999-224-C

Dear Mr. Lacoste:

Pursuant to Section 252(e) of the Telecommunications Act of 1996, BellSouth Telecommunications, Inc. and DSLnet Communications, LLC submit to the South Carolina Public Service Commission their Sixth Amendment to their negotiated agreement for the interconnection of their networks.

The effective date of this amendment is September 7, 2003 and the agreement expires on December 18, 2004.

Very truly yours,

s/C. Lesley Addis

CLA/jbm Enclosures

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Amendment to the Agreement Between DSLnet Communications, LLC and BellSouth Telecommunications, Inc. Dated January 10, 2003

Pursuant to this Amendment, (the "Amendment"), DSLnet Communications, LLC (DSLnet), and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated January 10, 2003 ("Agreement") to be effective 30 days after the date of the last signature executing the Amendment.

WHEREAS, BellSouth and DSLnet entered into the Agreement on January 10, 2003, and;

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. The Parties hereby agree to Amend Section 8 of the Adoption Papers to delete customer information and replace with the following:

DSLnet Communications, LLC Schula Hobbs 545 Long Wharf Drive, 5th Floor New Haven, CT 06511 Schula.hobbs@dsl.net

- 2. All of the other provisions of the Agreement, dated January 10, 2003, shall remain in full force and effect.
- 3. Either or both of the Parties is authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.



Signature Page

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives on the date indicated below.

BellSouth Telecommunications, Inc.

DSLnet Communications, LLC

Name: VATRICK C. FINGEN

Title: Asse Director

Date: 8/8/03

Name: Schula Hobbs

Title: 50, mgr - Reg affairs

Date: 7-29-03